

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF GEORGIA  
STATESBORO DIVISION**

IN THE MATTER OF:	)	
	)	
PLANTATION SWEETS, INC.	)	CHAPTER 11 CASE NO. 16-60300-EJC
	)	
IN THE MATTER OF	)	CHAPTER 11 CASE NO. 16-60299-EJC
	)	
VIDALIA PLANTATION, INC.	)	
	)	
Debtor	)	

**AMENDED MOTION TO USE CASH COLLATERAL AND REQUEST FOR  
EXPEDITED HEARING**

**TO: THE HONORABLE EDWARD J. COLEMAN, III, UNITED STATES  
BANKRUPTCY JUDGE**

The motion of Plantation Sweets, Inc., (“Plantation”), and Vidalia Plantation, Inc., (“Vidalia”), debtors-in-possession, respectfully represents:

1. This motion is brought pursuant to 11 U.S.C. § 363 (c)(2) and Bankruptcy Rule 4001(b).
2. Plantation filed its petition for relief under Chapter 11 of Title 11 of the Bankruptcy Code on July 12, 2016, and has continued in possession of its property and in the operation of its business as debtor-in-possession.
3. Vidalia filed its petition for relief under Chapter 11 of Title 11 of the Bankruptcy Code on July 12, 2016, and has continued in possession of its property and in the operation of its business as debtor-in-possession.
3. Wells Fargo Bank, N.A. (“Wells Fargo”), is the holder of a first in priority security interest in certain collateral including but not limited to crops, all rights to

payments from the sale of crops and all rights to payments with respect to any insurance and any federal or state payment programs relating to crops of Plantation and Vidalia, to secure that certain promissory note (the "Note") dated April 22, 2015, in the original principal amount of \$4,200,000.00.

4. Neither Plantation nor Vidalia have any source of income other than the proceeds from crop sales.
5. Attached hereto as Exhibit A is a fifteen (15) week cash forecast which itemizes the income and expenses necessary for the continued operations of Plantation and Vidalia.
6. If Plantation and Vidalia are not allowed to use crop sales proceeds to pay the ordinary and necessary expenses incurred in the operation of their businesses the ability to reorganize and rehabilitate their businesses under Chapter 11 of the Bankruptcy Code will be lost.
7. Wells Fargo's security interest in the collateral securing its claim on the petition date is adequately protected.
8. Time is of the essence in this matter inasmuch as movant needs funds, inter alia, to pay its employee payroll on July 15, 2016.

**WHEREFORE** Plantation and Vidalia request: 1) Permission pursuant to 11 U.S.C. § 363 (c)(2) to use the proceeds from crop sales which are subject to the security interest held by Wells Fargo, to pay the ordinary and necessary expenses incurred in the operation of their businesses as set forth on Exhibit A hereto, unless otherwise agreed to by Plantation, Vidalia and Wells Fargo until further order of the Court; 2) an expedited

hearing on this motion; and 3) such other and additional relief as the Court deems equitable or appropriate.

Dated at Savannah, Georgia, this 13th of July, 2016.

/s/ James L. Drake, Jr.  
James L. Drake, Jr.  
Attorney for Plantation Sweets, Inc. and  
Vidalia Plantation, Inc.

Prepared by:  
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**EXHIBIT A**

**Plantation Sweets**  
**Vidalia Plantation**

### Cash Forecast

	2016/17	Rates or																
	Projected	Factors	7/15/2016	7/22/2016	7/29/2016	8/5/2016	8/12/2016	8/19/2016	8/26/2016	9/2/2016	9/9/2016	9/16/2016	9/23/2016	9/30/2016	10/7/2016	10/14/2016	10/21/2016	
Beginning Accounts Receivable	800,000		800,000	666,667	652,373	519,040	385,707	252,373	(0)	(0)	(0)	(0)	(0)	-	-	-	-	
Sales	11,304,920		-	119,040	-	-	-	-	45,584	45,584	45,584	45,584	45,584	45,584	45,584	45,584	45,584	
Collections	(9,366,860)	4	(130,000)	(130,000)	(130,000)	(130,000)	(130,000)	(249,040)	(45,584)	(45,584)	(45,584)	(45,584)	(45,584)	(45,584)	(45,584)	(45,584)	(45,584)	
Adjustments	(225,435)	2.5%	(3,333)	(3,333)	(3,333)	(3,333)	(3,333)	(3,333)	-	-	-	-	-	-	-	-	-	
Ending Accounts Receivable	2,512,624		666,667	652,373	519,040	385,707	252,373	(0)	(0)	(0)	(0)	(0)	-	-	-	-	-	
CASH RECEIPTS																		
Collections	9,366,860		130,000	130,000	130,000	130,000	130,000	249,040	45,584	45,584	45,584	45,584	45,584	45,584	45,584	45,584	45,584	
	0																	
Crop Insurance	0																	
	0																	
New Debt	0																	
Miscellaneous	0																	
TOTAL CASH RECEIPTS	9,366,860		130,000	130,000	130,000	130,000	130,000	249,040	45,584	45,584	45,584	45,584	45,584	45,584	45,584	45,584	45,584	
CASH DISBURSEMENTS																		
Crop Inputs																		
Payroll	2,628,741		16,185	16,185	16,185	16,185	16,185	16,185	22,694	13,450	18,550	18,550	18,550	18,550	29,457	29,457	29,457	
Contract Labor	34,816		14,929	19,887														
Seed and Transplants	447,150		-	-	-	-	-	150,000	-	-	-	-	-	-	-	-	-	
Chemicals	494,296		-	-	-	17,788		17,788	33,188	-	13,125	938	938	938	-	-	-	
Fertilizer & Lime	720,985		-	-	-	-	43,895		-	-	-	-	-	-	-	-	-	
Packaging	1,105,777		-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Total Crop Inputs	5,431,765		31,114	36,072	16,185	33,972	60,080	183,972	55,882	13,450	31,675	19,487	19,487	19,487	29,457	29,457	29,457	
Product Purchases	0																	
Resale Purchases	0																	
Total Product Purchases	0		-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
Farming Period Costs																		
Crop Insurance	21,164			18,576					2,588									
Freight & Trucking	706,022		6,022	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
	0																	
Pest Control	5,000					156	-	-	-	156	-	-	-	-	156	-	1,563	
Porta Jon	2,700					-	-	-	-	-	-	-	-	-	-	-	1,350	
Inspection Fees	25,000																	
Fuel	220,000					4,615	4,615	4,615	4,615	9,231	9,231	9,231	9,231	9,231	3,077	3,077	3,077	
Land Leases	116,712		-	-	-	990	-	-	1,975	-	-	-	-	750	-	-	-	
Equipment Leases	0						-	-	-	-	-	-	-	-	-	-	-	
Utilities	170,000			20,000		6,818	-	-	-	6,818	-	-	-	-	6,818	-	-	
Insurance	75,000							6,250	-	-	-	6,250	-	-	-	-	6,250	
H2A Transportation & Expenses	14,000					-	-	-	-	-	-	-	-	-	-	-	-	
Equipment Rent	90,000					1,151	1,151	1,151	1,151	1,151	1,151	1,151	1,151	1,151	575	575	575	
Supplies	130,876		20,000	10,876		1,923	1,923	1,923	1,923	1,923	1,923	1,923	1,923	1,923	1,923	1,923	1,923	
Repairs and Maint.	234,291		20,000	14,291		1,724	1,724	1,724	1,724	3,448	3,448	3,448	3,448	3,448	3,448	3,448	3,448	
	0																	
Property Taxes	35,000					-	-	-	-	-	-	-	-	-	-	-	-	

<b>Total Farming Period Costs</b>	<b>1,845,764</b>	<b>46,022</b>	<b>63,743</b>	<b>-</b>	<b>17,378</b>	<b>9,413</b>	<b>15,663</b>	<b>13,976</b>	<b>22,727</b>	<b>15,753</b>	<b>15,753</b>	<b>22,003</b>	<b>16,503</b>	<b>15,998</b>	<b>9,024</b>	<b>18,186</b>
<b>Selling and Administrative Costs</b>																
Commissions - Richard Stock	72,000				1,385	1,385	1,385	1,385	1,385	1,385	1,385	1,385	1,385	1,385	1,385	1,385
Advertising & Marketing	27,500				-	-	-	-	-	-	-	-	4,342	-	-	-
Computer and Internet	5,000				-	-	-	-	-	-	-	-	-	-	-	-
Contributions	0				-	-	-	-	-	-	-	-	-	-	-	-
Dues, Membership & Sub.	62,000				-	-	-	1,590	-	-	-	-	1,590	-	-	-
	0															
	0															
Office Supplies	5,000				-	-	-	417	-	-	-	-	417	-	-	-
Postage	5,000				-	-	-	417	-	-	-	-	417	-	-	-
Professional Fees - Taxes	25,000				-	-	-	-	-	-	-	-	3,571	-	-	-
Legal	150,000				-	-	-	-	-	-	-	-	19,565	-	-	-
Consulting	200,000				-	-	-	-	-	-	-	-	25,000	-	-	-
Security & Fire system	0				-	-	-	-	-	-	-	-	-	-	-	-
Telephone	24,000				-	-	-	2,000	-	-	-	-	2,000	-	-	-
US Trustee Fees	28,275															
Misc.	0				-	-	-	-	-	-	-	-	-	-	-	-
Bank Charges	7,500				-	-	-	625	-	-	-	-	625	-	-	-
<b>Total S &amp; A Costs</b>	<b>611,275</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>1,385</b>	<b>1,385</b>	<b>1,385</b>	<b>6,433</b>	<b>1,385</b>	<b>1,385</b>	<b>1,385</b>	<b>1,385</b>	<b>58,911</b>	<b>1,385</b>	<b>1,385</b>	<b>1,385</b>
<b>Total Expense Disbursements</b>	<b>7,888,804</b>	<b>77,135</b>	<b>99,815</b>	<b>16,185</b>	<b>52,735</b>	<b>70,878</b>	<b>201,020</b>	<b>76,291</b>	<b>37,562</b>	<b>48,812</b>	<b>36,625</b>	<b>42,875</b>	<b>94,902</b>	<b>46,840</b>	<b>39,866</b>	<b>49,028</b>
<b>Other Disbursements</b>																
<b>Total Other Disbursements</b>	<b>0</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Total All Disbursements</b>	<b>7,888,804</b>	<b>77,135</b>	<b>99,815</b>	<b>16,185</b>	<b>52,735</b>	<b>70,878</b>	<b>201,020</b>	<b>76,291</b>	<b>37,562</b>	<b>48,812</b>	<b>36,625</b>	<b>42,875</b>	<b>94,902</b>	<b>46,840</b>	<b>39,866</b>	<b>49,028</b>
<b>Net Cash</b>	<b>1,478,056</b>	<b>52,865</b>	<b>30,185</b>	<b>113,815</b>	<b>77,265</b>	<b>59,122</b>	<b>48,020</b>	<b>(30,707)</b>	<b>8,022</b>	<b>(3,228)</b>	<b>8,959</b>	<b>2,709</b>	<b>(49,318)</b>	<b>(1,256)</b>	<b>5,718</b>	<b>(3,444)</b>
<b>Cumulative Cash</b>	<b>0</b>	<b>52,865</b>	<b>83,050</b>	<b>196,865</b>	<b>274,130</b>	<b>333,252</b>	<b>381,272</b>	<b>350,565</b>	<b>358,587</b>	<b>355,359</b>	<b>364,318</b>	<b>367,027</b>	<b>317,710</b>	<b>316,454</b>	<b>322,172</b>	<b>318,728</b>